

SENATE BILL 2137
By Graves

AN ACT to amend Tennessee Code Annotated, Section 49-5-413,
relative to applicant's for certain positions requiring
proximity to children.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 49-5-413, is amended by deleting
subsection (a)(2) and substituting instead the following:

(2) Supply a fingerprint sample and submit to a criminal history records
check to be conducted by the Tennessee bureau of investigation or a bureau approved
agency.

SECTION 2. Tennessee Code Annotated, Section 49-5-413, is further amended by
deleting subsection (b) and substituting instead the following:

(b) Any reasonable costs incurred by the Tennessee bureau of investigation or
bureau approved agency in conducting such investigation of an applicant may be paid
by the applicant or the local board of education the first time such applicant applies for a
position with a local board of education. The applicant shall be provided a copy of all
criminal history records check documentation provided to the local board of education to
which the applicant first applies. In lieu of additional criminal history records checks for

subsequent applications, the applicant may submit copies of the applicant's initial criminal history records check documentation and shall not be required to pay any additional costs. If the applicant pays the initial investigation costs, the local board of education may reimburse the applicant for the costs of such investigation if the applicant accepts a position as a teacher or any other position requiring proximity to school children. Any local board of education may establish a policy authorizing payments for investigation of an applicant who provides school maintenance, clean up, food service and other such functions other than administrative or teaching functions or duties. A local board of education may pay for an investigation of such applicant regardless of whether the applicant accepts an offer for employment with such board of education.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring

it.